

1 Amend 2 Cal. Code Regs. Section 18705.5 to read:

2 **§ 18705.5. Materiality Standard: Economic Interest in Personal Finances.**

3 (a) A reasonably foreseeable financial effect on a public official's or his or her immediate
4 family's personal finances is material if it is at least \$ 250 in any 12-month period. When
5 determining whether a governmental decision has a material financial effect on a public official's
6 economic interest in his or her personal finances, neither a financial effect on the value of real
7 property owned directly or indirectly by the official, nor a financial effect on the gross revenues,
8 expenses, or value of assets and liabilities of a business entity in which the official has a direct or
9 indirect investment interest shall be considered.

10 (b) The financial effects of a decision which affects only the salary, per diem, or
11 reimbursement for expenses the public official or a member of his or her immediate family
12 receives from a federal, state, or local government agency shall not be deemed material, unless
13 the decision is to appoint, hire, fire, promote, demote, suspend without pay or otherwise take
14 disciplinary action with financial sanction against the official or a member of his or her
15 immediate family, or to set a salary for the official or a member of his or her immediate family
16 which is different from salaries paid to other employees of the government agency in the same
17 job classification or position, or when the member of the public official's immediate family is the
18 only person in the job classification or position.

19 (c) Notwithstanding subsection (b), pursuant to Section 82030(b)(2) and Regulation
20 18232, a public official may make, participate in making, or use his or her official position to
21 influence or attempt to influence, a government decision where all of the following conditions
22 are satisfied:

1 (1) The decision is on his or her appointment as an officer of the body of which he or she
2 is a member (e.g., mayor or deputy mayor), or to a committee, board, or commission of a public
3 agency, a special district, a joint powers agency or authority, a joint powers insurance agency or
4 authority, or a metropolitan planning organization.

5 (2) The appointment is one required to be made by the body of which the official is a
6 member pursuant to either state law, local law, or a joint powers agreement.

7 (3) The body making the appointment referred to in paragraph (1) adopts and posts on its
8 website, on a form provided by the Commission, a list that sets forth each appointed position for
9 which compensation is paid, the salary or stipend for each appointed position, the name of the
10 public official who has been appointed to the position and the name of the public official, if any,
11 who has been appointed as an alternate, and the term of the position.

12 Comment: Cross-references: For the definition of "immediate family" see Section 82029.

13 Note: Authority cited: Section 83112, Government Code. Reference: Sections 87100, 87102.5,
14 87102.6, 87102.8 and 87103, Government Code.